

CHAPTER II

Docket No. 2ME-PCT

**TRANSMITTAL LETTER TO THE UNITED STATES ELECTED OFFICE (EO/US)
ENTRY INTO NATIONAL STAGE UNDER 35 USC 371**

International Application No.
PCT/US01/08718

International Filing Date
19.03.01

Priority Date Claimed
17.03.00

Title of Invention

AGENTS AND METHODS FOR THE PREVENTION OF INITIAL ONSET OF
CANCERS, THE TREATMENT OF CANCERS, AND THE RECURRENCE OF
EXISTING CANCERS

Applicant(s) for DO/US

SLAGA, Tom; KUMAR, Addanki; ALWORTH, William

Box PCT

Commissioner of Patents & Trademarks

Washington, D.C. 20231

ATTN: EO/US

I. Applicant herewith submits to the United States Elected Office (EO/US) the following items under 35 U.S.C. 371

1. [x] This express request to immediately begin national examination procedures (35 U.S.C. 371(f)).

2. [x] The U.S. National Fee (35 U.S.C. 371(c)(1)) and other fees as follows:

Claims Fees	(1) For	(2) Number Filed	(3) Number extra	(4) Rate	(5) Calculations
	Total Claims	33 - 20 =	13	x\$ 18.00 =	\$ 234.00
	Indepen-dent claims	7 - 3 =	4	x\$ 84.00 =	\$ 336.00
	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$270.00 =	
BASIC FEE	[x] U.S. PTO WAS INTERNATIONAL PRELIMINARY EXAMINATION AUTHORITY				\$ 710.00
	Where an international preliminary fee as set forth in §1.482 has been paid on the international application to the U.S. PTO:				
	[] and the international preliminary examination report states that the criteria of novelty, inventive step (non-obviousness) and industrial activity, as defined in PCT Article 33(1) to (4) have been satisfied for all the claims presented in the application entering the national stage (37 CFR 1.492(a)(4)).				\$50.00 \$ 100.00
	[X] and the above requirements are not met (37 CFR 1.492(a)(1)).				\$330.00
	[] U.S. PTO WAS NOT INTERNATIONAL PRELIMINARY EXAMINATION AUTHORITY				
	Where no international preliminary examination fee as set forth in §1.482 has been paid to the U.S. PTO, and payment of an international search fee as set forth in §1.445(a)(2) to the U.S. PTO:				
	[x] has been paid (37 CFR 1.492(2)).				\$370.00 \$ 740.00
	[] has not been paid (37 CFR 1.492(3)).				\$500.00
OTHER FEES	Surcharge of \$120.00 for furnishing the National fee and/or oath or declaration later than 30 months (but no later than 32 months) from any claimed priority date (37 CFR 1.492(e) and 37 CFR 1.494(i)).				+ -0-
	Total of above Calculations				2120.00
	Reduction by 1/2 for filing by small entity, if applicable. Affidavit must be filed also. (note 37 CFR 1.9, 1.27, 1.28)				- 1060.00
	Subtotal				1060.00
	Processing fee of \$30.00 for furnishing the English Translation later than 30 months (but no later than 32 months) from any claimed priority date (37 CFR 1.492(f) and 37 CFR 1.495(c)).				+ -0-
	Total National Fee				\$ 1060.00

	Fee for recording the enclosed assignment document \$8.00 (37 CFR 1.21(b)).	+
TOTAL	Total Fees enclosed	\$1060.00

- a. ☐ a check in the amount of \$1060.00 to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 50-0894 in the amount of \$ 1060.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required or credit any over-payment to Deposit Account No. 50-0894. A duplicate copy of this sheet is enclosed.
3. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
- a. ☐ is transmitted herewith.
- b. ☒ is not required as the application was filed with the United States Receiving Office.
- c. ☐ has been transmitted.
- i. ☐ by the International Bureau.
- ii. ☐ by the applicant on (date) _____.
4. ☒ A translation of the International application into the English language [35 U.S.C. 371(c)(2)]:
- a. ☐ are transmitted herewith.
- b. ☒ is not required as the application was filed in English.
- c. ☐ was previously transmitted by applicant on (date) _____.
5. ☒ Amendments to the claims of the International application under PCT Article 19 [35 U.S.C. 371(c)(3)]:
- a. ☐ are transmitted herewith.
- b. ☐ have been transmitted
- i. ☐ by the International Bureau. Date of mailing of the applicant (from form PCT/IB/308): _____.
- ii. ☐ by applicant on (date) _____.
- c. ☒ have not been transmitted as
- i. ☐ no notification has been received that the International Search Authority has received the Search Copy.
- ii. ☐ the Search Copy was received by the International Searching Authority, but the Search Report has not yet been issued. Date of receipt of Search Copy (from form PCT/ISA/202): _____.
- iii. ☒ applicant chose not to make amendments under PCT Article 19. Date of

mailing of Search Report (from form PCT/ISA/210.): _____.
[BUT SEE ITEM 14 BELOW - ADDITIONAL DOCUMENTS FOR RULE
66.3 AMENDMENTS MADE UNDER PCT ARTICLE 34(2)(d).]

- iv. ☐ the time limit for the submission of amendments has not yet expired. The amendments or a statement that amendments have not been made and will be transmitted before the expiration of the time limit under PCT Rule 46.1.
6. ☒ A translation of the amendments to the claims under PCT Article 19[35 U.S.C. 371(c)(3)]:
- a. ☐ is transmitted herewith.
- b. ☐ is not required as the amendments were made in the English language.
- c. ☒ has not been transmitted for reasons indicated at point 5c above.
7. ☒ A copy of the international examination report (PCT/IPEA/409)
- a. ☐ is transmitted herewith
- b. ☒ is not required as the application was filed with the United States Receiving Office
8. ☒ Annex(es) to the international preliminary examination report
- a. ☐ is/are transmitted herewith
- b. ☒ is/are not required as the application was filed with the United States Receiving Office
9. ☒ A translation of the annexes to the international preliminary examination report
- a. ☐ is transmitted herewith
- b. ☒ is not required as the annexes are in the English language
10. ☒ An oath or declaration of the inventor [35 U.S.C. 371(c)(4)] complying with 35 U.S.C. 115
- a. ☐ was previously submitted by applicant on (date) _____.
- b. ☒ is submitted herewith and such oath or declaration
- i. ☐ is attached to the application.
- ii. ☒ identifies the application and any amendments under PCT Article 19 (or Rule 66.3) which were transmitted as stated in points 3.b. or c., 5.b. and/or 14 and states that they were reviewed by the inventor as required by 37 CFR 1.70.

II. Other document(s) or information included:

11. ☒ An international Search Report or Declaration under PCT Article 17(2)(a):

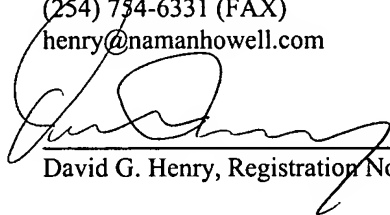
- a. ☐ is transmitted herewith.
- b. ☐ has been transmitted by the International Bureau. Date of mailing (from form PCT/IB/308):_____.
- c. ☒ is not required as the application was searched by the United States International Searching Authority.
- d. ☐ will be transmitted promptly upon request.
- e. ☐ has been submitted by applicant on (date)_____.
12. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98:
- a. ☐ is transmitted herewith.
- Also transmitted herewith is
- ☐ Form PTO 1449
- ☐ Copies of citations listed
- b. ☒ will be transmitted within THREE MONTHS of the date of submission of requirements under 35 U.S.C. 371(c).
- c. ☐ was previously submitted by applicant on (date)_____.
13. ☐ An assignment document is transmitted herewith for recording.
- ☐ Please mail the recorded assignment document to:
- i. ☐ the person whose signature and address appears below.
- ii. ☐ the following:
14. ☒ Additional documents/comments
- a. ☐ Copy of request (PCT/RO/101)
- b. ☐ International Publication No._____
- i. ☐ Specification, claims and drawing
- ii. ☐ Front page only
- c. ☐ Preliminary amendment
- d. ☒ APPLICANT IS A SMALL ENTITY
- e. ☐ Copy of amendments (Rule 66.3) and response under Article 34(2)(d) to IPEA written opinion.
- f. ☐ Other

15. ☒ The above checked items are being transmitted
- a. ☒ before 30 months from any claimed priority date.
- b. ☐ after 30 months but before 32 months (surcharge and/or processing fee included) from any claimed priority date.
16. ☐ Certain requirements under 35 U.S.C. 371 were previously submitted by the applicant on _____
_____ namely:

III. AUTHORIZATION TO CHARGE ADDITIONAL FEES

- ☒ The Commissioner is hereby authorized to charge the following additional fees which may be required by this paper and during the entire pendency of this application to Account No. 50-0894.
- ☒ 37 CFR 1.492(a)(1), (2), (3), and (4) (filing fees)
- ☒ 37 CFR 1.492(b), (c) and (d) (presentation of extra claims)

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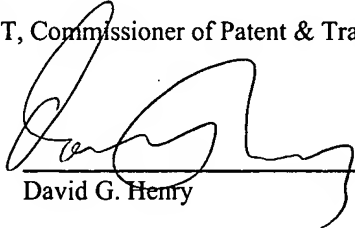
David G. Henry, Registration No. 32,735

CERTIFICATION UNDER 37 CFR § 1.10

Express Mail Label Number: EL 347767337US

I hereby certify that this Transmittal Letter and the documents referred to as enclosed or attached are being deposited with the United States Postal Service on the date indicated below in an envelope as "Express Mail Post Office to Addressee" addressed to Box PCT, Commissioner of Patent & Trademarks, Washington, D.C. 2031.

2/26/02
DATE



David G. Henry